

219
306

Mr. Warner's Answer to Mr. Rider's Reply.

THE State of Mr. Warner's Case stands briefly thus, about two Years since he obtain'd a Grant from his Grace the Lord Arch Bishop of Canterbury and the other Lord of the Soyle, and a Lease from the Corporation of Deal, for Ninety Nine Years to bring fresh Water for the said Town and Service of the Shipping: And in pursuance thereof also took several other Leases for the purposes aforesaid, at considerable Yearly Rents, during the said Term; And hath actually expended above 1600*l.* for carrying on the Work, which may be finished in two Months time, if not obstructed by Mr. Riders Bill. All which he fully prov'd before the Committee.

As for the Bill now before this Honourable House in favour of the Patent under which Mr. Rider Claims, Warner is advised that the Award made the 24th. of December 1694. by the then Lord Keeper and the two Lord Chief Justices, and the Decree made in Confirmation of that Award is an inviolable Barr against Mr. Riders pretensions and all claiming UNDER THE CROWN.

And for the 2500*l.* upon which Mr. Rider grounds the whole Equity of his Case: Not one penny of it was ever applied to the Water-works, but is altogether foreign to this matter: If there was any thing of Reality in it, the Money according to his own Evidence was borrowed by the Lord Griffen (about the time of his going into France) for which Mr. Rider became bound, and for his Indemnity took my Lords Counter-bond and an Assignment of this Patent as a Colateral security. Neither hath Mr. Rider yet prov'd that he hath paid any part of this mony, but if this were as Mr. Rider would Insinuate, it would be a great hardship upon Warner to be defeated of his property for the payment of the Lord Griffins Debt.

And whereas Mr. Rider suggests there is nothing in his Bill that will obstruct Warners proceedings. In Answer thereunto, it will not only deprive him of all those Wast Grounds, and Ways of which he hath taken Grants, that are absolutely Necessary for the Compleating his Water-work, and for which he must unavoidably pay Yearly Rent for the term aforesaid: But also defeat him of the benefit of his Chargeable Undertaking for a Publick good. Wherefore Warner hopes his Legal property shall not be taken from him to make good Mr. Riders invalid Patent.

*All which he humbly submits to the Consideration
of this Honourable House.*